

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Howard Kaufman

Application No.: 10/789,627

Confirmation No.: 7662

Filed: February 26, 2004

Art Unit: 1632

For: **Composition for delivering an agent to a target cell and uses thereof**

Examiner: Anoop Kumar Singh

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a response to the outstanding restriction requirement mailed from the U.S. Patent and Trademark Office on January 28, 2008 in connection with the above-identified patent application. A response was originally due on February 28, 2008. Applicants request a one-month extension of time, therefore a response is due by March 28, 2008. Accordingly, this response is timely filed.

Claims 1, 5-7, 11-15, 18-21, 23-27, 29, 33, 35-37, 42-44, 50-52, 54-56, 60, and 65 are pending in this application and are subject to restriction requirement. The Examiner required Applicants to elect a species for examination. Applicants hereby elect, without traverse, a nucleic acid comprising a plasmid encoding a polypeptide which is an immuno-enhancing factor.

Applicants reserve the right to file one or more divisional applications directed to the non-elected subject matter of the remaining claims in this application.

Application No.: 10/789,627
Date of Deposit: March 28, 2008

Please charge our Deposit Account No. 08-0219 in the amount of \$60.00 covering the fee set forth in 37 C.F.R. § 1.17(a)(1). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 08-0219, under Order No. 19240.461-US2.

Dated: March 28, 2008

Respectfully submitted,

/Jane M. Love, Ph.D./

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